

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

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IN THE MATTER OF THE	:	NOTICE OF HEARING
PETITION FILED BY THE	:	
DIVISION OF OIL, GAS AND MINING	:	
FOR AN ORDER REQUIRING	:	DOCKET NO. 97-016
IMMEDIATE RECLAMATION OF THE	:	CAUSE NO. M/003/031
GROUSE CREEK QUARRY FROM	:	
UTAH BUILDING STONE SUPPLY,	:	
BOX ELDER COUNTY, UTAH.	:	

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THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE ABOVE ENTITLED MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining ("Board"), State of Utah, will conduct a hearing on Wednesday, September 24, 1997, at 10:00 a.m., or as soon thereafter as possible, in the Board Room of the Department of Natural Resources, 1594 West North Temple, Suite 1040A, Salt Lake City, Utah.

The hearing will be conducted as a formal administrative adjudication in accordance with the Utah Code Ann. § 40-8-1 et seq., Utah Code Ann. § 63-46b-1 et seq. (1953, as amended), and the Procedural Rules of the Board.

The purpose of the proceeding will be for the Board to receive testimony and evidence regarding an Order:

1. Requiring Utah Building Stone Supply to commence reclamation, with appropriate time frames, of its mining-related disturbances associated with the Grouse Creek Quarry. The reclamation shall satisfy the requirements of R647-4-111 and all other requirements arising under state or federal law;
2. Authorizing the reclamation of the site by the Division in the event that Utah Building Stone Supply should fail to meet the Board's deadline. In addition, authorizing a civil action brought by the attorney general against Utah Building Stone Supply to recover the costs and expenses of reclamation, and the costs of collection, including attorney's fees; and

3. Granting such other and further relief as may be just and equitable under the circumstances.

Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts. Attorney representation may be waived by the Board upon petition and good cause shown.

Objections to this matter should be filed with the Secretary of the Board at the above address no later than the 10th day of the month, or two weeks before the scheduled hearing, whichever is earlier. Objections filed later than the 10th day may be considered by the Board at or before the regularly scheduled meeting for good cause shown.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected in the office of the undersigned.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Christine Allred at 538-5327, at least three working days prior to the hearing date.

DATED this 29 day of August, 1997.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
Dave D. Lauriski, Chairman

Christine Allred

/s/ Christine Allred
Secretary of the Board
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5327

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 97-016, Cause No. M/003/031 to be mailed by first-class mail, postage prepaid, this 29 day of August, 1997, to the following:

William Bown
Utah Building Stone Supply
842 West 400 North
West Bountiful, Utah 84087

Preston Bown
Utah Building Stone Supply
842 West 400 North
West Bountiful, Utah 84087

Mike Ford
Bureau of Land Management
Salt Lake District Office
2370 South 2300 West
Salt Lake City, Utah 84119

John Blake
School and Institutional
Trust Lands Administration
675 East 500 South, Suite 500
Salt Lake City, Utah 84102

Sent by Hand Delivery to:

Patrick J. O'Hara
Assistant Attorney General
1594 West North Temple, Suite 300
P.O. Box 140855
Salt Lake City, UT 84114-0855

Daniel G. Moquin
Assistant Attorney General
1594 West North Temple, Suite 300
P.O. Box 140855
Salt Lake City, UT 84114-0855

Courtesy Copy to:

Lynn Kunzler, Senior Reclamation Specialist
Division of Oil, Gas & Mining


